

A QUESTION OF DECEIT WITH DEED AS JUDGE

Accused Justice Sits in a Case Brought by Anthony Comstock.

Justice Deuel, of the Court of Special Sessions and Town Topics, passed judgment today upon a question of decency raised by Anthony Comstock against Bernard McFadden, the physical culture and raw-fur man. Justice Deuel, whose conduct in acting as counsel for Town Topics and Justice of the Court of Special Sessions at the same time, has been declared indecent, sided with that undecent champion of decency, Anthony Comstock.

Mr. McFadden ran a physical culture show in Madison Square Garden last fall. To advertise the show he displayed posters of men and women dressed seemingly for a Turkish bath. Anthony Comstock had him arrested and seized the posters. The case came to trial today.

McFadden admitted that he had ordered and displayed the posters. He contended that they were decent reproductions of nature and works of art.

Justice McKean looked at the posters and shuddered. He said that he considered them obscene and indecent, and that he was passing judgment upon the conviction of the defendant.

"I desire to emphasize the words of Justice McKean," said the man who wrote to a Fads and Fancies solicitor that they would "go out and have a spree."

Justice Zeller said there was nothing wrong about the pictures, and voted to acquit, but the votes of Deuel and McKean made McFadden guilty. Then they suspended sentence.

Anthony Comstock protested. He wanted McFadden severely punished because McFadden published books showing dances by his physical culture methods. Comstock said these books were indecent.

"Don't you try to criticize my vote on this question," commanded Justice Zeller. "My standard of decency is just as high as yours, Mr. Comstock."

However, it was a great victory for decency and Justice Deuel, who has not resigned, despite rumors to the contrary.

CONFESS ROBBERY OF SCORE OF FLATS

John Miller and James Anderson Unwisely Went to the Sleuth's Home to Board.

Two young men who confessed to having robbed a score of flats in Harlem during the last two years and said they had secured probably \$5,000 worth of plunder were arraigned to-day before Magistrate Barlow in the West Side Court. They are John Miller, eighteen years old, of No. 510 West Fifty-seventh street, and James Anderson, eighteen, of No. 355 West Fifty-first street. Both were held for trial.

Their arrest followed their unwise selection of a detective's flat as a boarding-house. They hired a room at No. 72 West Seventy-first street from the wife of Detective Burke, who is attached to the West Party-seventh street station. Yesterday Mrs. Burke discovered that the boys had a kit of burglar tools under their bed. She told her husband, and he got a confession from them before arresting them last night.

They were arraigned on the complaint of Frank J. Voyner, whose flat at No. 184 West Seventy-ninth street was broken into a week ago. He lost a suit of evening clothes and some jewelry. He returned to the flat just in time to see one of the burglars escaping. He identified Anderson. Anderson broke down, and with the aid of Miller told his story.

Miller gave the following list of places entered in the past few months: James Blake's flat at No. 138 West One Hundred and Fifteenth street; Mrs. Lehaney's, at No. 308 West One Hundred and Eighteenth street; Horner's, at No. 199 West One Hundred and Fourth street; Zabrick's, at No. 1405 Fifth avenue; and Henry Green's at One Hundred and Twenty-ninth street and Lenox avenue.

The boys said there were a great many other places, but they could not recollect the addresses.

HOW THESE WOMEN SWUNG THE HAMMER

After a Wordy Contest the Court Told Them to Forget It.

Allegations that involve stealing a husband and talk of poisoning were hurled to and fro in the West Side Court today when Miss Emily Dehrmann, a pretty trained nurse, had Mrs. Rose Newman before Magistrate Barlow on a summons. The women are neighbors in West Thirty-eighth street. Miss Dehrmann living at No. 235 and Mrs. Newman at No. 233.

Miss Dehrmann said that Mrs. Newman paid small boys to throw rocks at her and had asked grocers to put poison in whatever she bought from them.

"Why, your Honor," said Miss Dehrmann, "supposing one of the grocers should take her advice?"

Mrs. Newman, who is large and of decisive manner, broke up these suppositions by shouting:

"She stole my husband. She ought to be poisoned."

"Ain't that awful, Judge?" asked Miss Dehrmann. "I'm a trained nurse and I turned her husband when he was hurt a year ago. I brought him back to life, you might say, but I don't want him. She ought to be hanged."

The Magistrate used soothing words and told them to go home and forget it.

TUG RUN DOWN BY FERRY-BOAT IN NORTH RIVER

Tacoma Dodged the Cedric; Only to Be Hit by the Pittsburg.

While trying to avoid the huge hulk of the White Star liner Cedric in the North River, off West Eleventh street, today, the little tug Tacoma, of the Dubois Dredging Company, got into the path of the ferry-boat Pittsburg, of the Pennsylvania Railroad, and was run down. The crew of the tug leaped to the deck of the ferry-boat as the collision occurred. Two of the men narrowly escaped a drop into the river. The machinery and steering gear of the Tacoma were wrecked, but she remained afloat and was towed to the Hamburg-American piers in Hoboken.

Most of the passengers on the Pittsburg had crowded to the forward deck and start down the river, outward bound. Women screamed and turned their heads away as the tiny tug swept in front of the ferryboat. Some became hysterical as the tugboat crew jumped for the ferry decks. Passengers on the Cedric looked to the rail and witnessed the collision.

The Tacoma, bound up stream, was some distance below Eleventh street when the Cedric started out. Capt. Deming ran at top speed until he found that he could not cross the stern of the liner. Then he slowed down to allow the big ship to get into the stream, intending to cross her bow. The captain of the Pittsburg decided upon the same course of action, and the ferryboat and tug stopped, with the liner between them.

By the time the Cedric had cleared the end of the White Star piers she was backing at full speed. With the assistance of a couple of tugs her bow was pointed down stream, describing a long circle. The captain of the Tacoma signalled to his engineer to start, and attempted to cross the bow of the Cedric.

Capt. Deming couldn't get the small craft out of the way. Seeing that a collision was inevitable, he shouted to his engineer, George Fisher, and his fireman, Louis Reed, to hustle on deck. Guy Renner, the cook, ran out of the galley. Capt. Deming left the pilot-house and the four men lined up to await the collision.

Fortunately the ferry-boat deck was about level with the deck of the tug upon which the crew was standing, and the men had no difficulty in clambering aboard after they secured a hold. Fisher and Renner failed to get a good grip in the beginning, but were assisted by deckhands on the Pittsburg.

TO HURRY UP WORK ON BLACKWELL'S BRIDGE.

East Side Improvement Association Will Hold a Meeting To-Night of Those Interested.

The East Side Improvement Association, which is working to push the completion of the Blackwell's Island Bridge and the Fifty-ninth or Sixtieth street approach, will meet to-night in Kenney's Hall, Sixtieth street and Third avenue.

Interest has been aroused already by the formation of this organization and business men and others in the region of the proposed approach are enthusiastic in the hope that this great work will be completed somewhere within a reasonable limit of the time set for it.

The West End Association, through some of its members, expressed its desire to co-operate with the work of the proposed approach as it is their wish to have Fifty-ninth street widened from the Circle to Tenth avenue. Residents of Astoria are also deeply interested in the completion of the bridge at their end.

Silks, Dress Goods and Wash Goods.

3,500 yards Desirable Fancy Silks, value \$1.00 & \$1.25 yd., on sale at 68c. yd.

27-in. White Washable Habutai Silks, 1,800 yds.; value 68c.; offered at 50c. yd.

Dress Goods Section.

54-inch Homespun Panama Suitings, 28 pieces; in three shades of gray; unusual value; offered Thursday and Friday..... at 58c. yd.

Wash Goods Department.

An Important Offering for Thursday and Friday.

10,000 yards Best Quality Domestic Printed Batiste and Percales, large variety of the newest designs and colorings including polka dots, figures, plain and fancy stripes and floral designs in blue, pink and lavender; special value; at 11c. yd.

Lord & Taylor

Broadway and Twentieth St., Fifth Ave., Nineteenth St.

KNOX STANDS FOR COURT REVIEW ON RAILROAD RATES

Senator Says Bill Lacking that Provision Would Be Unconstitutional.

WASHINGTON, March 28.—When the Railroad Rate bill was taken up in the Senate to-day Senator Knox presented his views. This was Mr. Knox's first sustained effort in the Senate, and he was accorded close attention by a well-filled chamber.

At the outset Mr. Knox said he agreed with Senators who have contended that the power to fix railroad rates for transportation is a legislative power, and that when the Legislature has laid down a rule for the establishment of rates the application of such rule to specific cases is a matter of administration which may be delegated to the commission and the power to investigate the reasonableness of a proposed rate, and to fix a rate for future observance is a non-judicial power which cannot be conferred upon courts exercising the judicial power of the United States.

In elaborating on the fifth section of his bill, which provides for a review by the courts of the orders of the commission, Mr. Knox said that the omission of such a feature from the House bill constitutes the main difference between the two measures. As a precedent to a large number of extractions from court decisions upholding his position, Mr. Knox said:

"It is obvious that a law conferring the tremendous power which it is proposed by all the bills under consideration to confer upon the Commission, to substitute one rate or practice for another, must be drawn up on one of two theories:

"Upon the theory that the order of the Commission shall be final and not reviewable by the courts; or upon the theory that it shall be reviewable by the courts."

"I have no hesitation in saying, upon the authority of the cases which have been cited, that the latter is the correct theory. The distinguished Senators, who have participated in this debate, that a bill drawn upon the theory that the order of the Commission shall be final and unassailable in the courts, would be unconstitutional."

MAN AND CHILD DEAD AT SEA ON THE ALBANO

Fireman Thought to Have Been Washed Overboard, and Boy's Death Due to Measles.

Two deaths at sea were reported by the officers of the German steamer Albano, which arrived to-day from Hamburg. Michael Vogel, aged twenty-five, a fireman, was missing on March 15. It is thought he fell overboard during the night. John Davidovich, aged three years, died of measles shortly before the steamer reached port to-day.

COMPROMISE ON THE STATEHOOD BILL.

WASHINGTON, March 28.—That the Senate and House will reach a compromise agreement on the Statehood bill, which will permit Arizona and New Mexico each to decide for itself the question of admission as one State seems a correct conclusion from present indications.

The conference met to-day for the second time and while the session was devoted to what are termed the minor amendments, there are indications that a basis of agreement on the chief question at issue has been reached, and will result in the restoration of Arizona and New Mexico to the bill with the Foraker amendment, which inquiry among the Senators who opposed the original House bill indicates that they will accept this compromise.

Woman Tax Collector.

LACONIA, N. H., MARCH 28.—For the first time in the history of this State a woman has been elected as Tax Collector for a city. The innovation was made in this city yesterday, when the City Council, in choosing the city officers for the coming year, named Miss Martha E. Johnson as collector. Miss Johnson has been employed in the office of the City Clerk and the Tax Collector for several years.

SIX ARE SLAIN IN DESPERATE KNIFE BATTLE

Police Find Victims in Vacant House, While 12 Victors Escape.

MINNEAPOLIS, Minn., March 28.—The bodies of six Italians covered with blood and hacked with knives were found by the police in an old frame building at No. 215 Tenth avenue, South, conducted as a laborers' lodging house. Four of the bodies were found in a first-floor room in which were a number of cots. The floor, the cots and the walls were splattered with blood and a bloody trail led into the cellar, where the police found two more bodies. It is believed the men were victims of a fight last night, in which twelve men took part.

The building where the fight occurred is owned by N. Magnusson, a country produce peddler. He rented the place to nine Italians, who were gone most of the day, but were together every evening.

It is believed that the nine men constituted a "Mafia" or "Black Hand" organization. They brought three others to the lodging-house last night. Revenge for some wrong must have been the motive, for the bodies were horribly and evidently systematically cut. The slashes run lengthwise along the bodies. The faces were mutilated. None of the wounds was deep enough to be fatal, but the loss of blood caused death. The faces were cut and slashed into strips.

In a tin box found on the floor of the first floor room was found a check for \$52, made out to Nicolio Demetri. The box also contained \$60 in Italian gold pieces and \$40 in American currency. The room contained several satchels. One was marked "Nicolio Demetri" and contained the complete set of vestments of a Greek Catholic priest, even to the costly mitre and robes. In this satchel were found passports in Turkish, Greek and French.

Addressed to Demetri were also found letters as follows:

"Lincoln, Ill. Box 345; Chicago, Ill. 315 Austin avenue, and New Salem, N. D. 1000 N. D. also was found."

Another satchel with similar vestments and garments was found labeled "Caraco Demetri." Other satchels were marked "Dakon Caponi" and "Sami Yesini."

The police believe that the victims were lured to the spot and then told that they must die. A fight was started, and during the fight not only the three victims, but three of the assailants were killed.

Apparently robbery was not the motive, for the money was left untouched, and the victims all had small amounts on their persons.

The nine men who rented the place were mysterious in all their movements during the two months of residence in Minneapolis.

FAST TRAINS CRASH IN HEAD-ON COLLISION.

TOPEKA, Kan., March 28.—Atchafson, Topeka and Santa Fe passenger trains No. 2 and No. 3 are reported to have collided head-on to-day near Ash Fork, Ariz. At the general offices of the railroad it is stated that no one was killed, but that possibly some of the passengers were injured.

According to the Railway Guide Santa Fe train No. 2 is the Atlantic Express, eastbound, running between Los Angeles and Chicago. It is made up of standard Pullman and tourist sleeping, chair cars and diner. Train No. 3 is the California Limited, westbound, which runs from Chicago to the Pacific coast. It is composed of Pullman drawing-room sleepers, a buffet smoking-car, a Pullman observation sleeping-car and chair cars. They are two of the finest trains in the Santa Fe service.

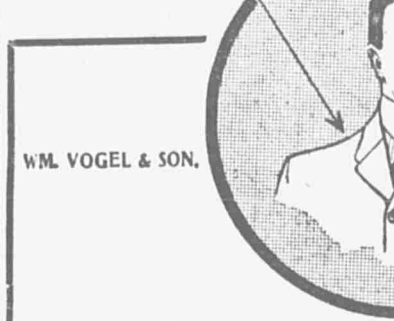
THREATS WILL NOT DETER HIM, SAYS SEABURY

Judge Replies to Attack of the Metropolitan Railroad's Lawyer.

"The statement made by James L. Quackenbush shows the impudence and audacity of those now controlling the legal department of the Metropolitan Street Railway Company. If his threats are intended to deter me from continuing my efforts to bring to justice those who have been guilty of jury bribing they will fail to accomplish their purpose."

"It is the time-honored privilege of a certain class of lawyers to abuse the judges whose decisions they do not like. Provided they have the discretion to relieve themselves of their sentiments outside the courtroom, the Court has no jurisdiction to act in reference to them and such statements are unworthy of notice."

Judge Samuel Seabury, of the City Court, made the foregoing tart reply to-day to James L. Quackenbush, general counsel of the Metropolitan Street Railway Company, when asked by an Evening World reporter if he feared removal from the bench, and would cease in his efforts to probe jury-rigging.



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Our Famous "Concave" Shoulder and "Close-Fitting" Collar Clothes.

What Concentration Has Done for These Suits and Overcoats at \$20.

With us the making of clothes for men is the Main Issue. The full power and energy of this organization are devoted to the one purpose. This concentration, this gathering of every force is responsible for the high standard of excellence we established and maintain. A standard, which, were our interests divided, could never have been created.

The suits take form in a variety of single and double breasted models. Made of chevots, cassimeres, thibets, smooth and rough surface worsteds in all the prevailing colors or schemes, as well as black and blue.

The new form fitting overcoats are of gray and black fabrics and a generous display of fancy effects. Paddocks of gray, black and fancy fabrics. Also medium length black overcoats, silk lined to edge. And top coats in all the new shades of tan and olive covert, silk lined.

WM. VOGEL & SON
Broadway Houston Street

\$250. Reward

A reward of Two Hundred and Fifty Dollars will be paid for the arrest and conviction of any Junk dealer or other person guilty, under the provisions of Section 550 of the Penal Code of the State of New York, of criminally receiving any property belonging to this Company.

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Everything for Housekeeping
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are kept in clean, healthy working order. Stomach Troubles cured and the entire system purified by the regular use of

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5-Hours Thursday.

Snappy Values. Here until 1 P. M. each day can always be had merchandise most frequently in demand at greatly lowered prices. Four items of the many for to-morrow morning.

Until 1 P. M. 25c. Hosiery, 19c.	Until 1 P. M. 8c. Batiste, 5c. Yd.	Until 1 P. M. \$1.50 Shoes, 98c.	Until 1 P. M. 8c. Fruites, 4c. Lb.
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Women's black real mace yarn hosiery, extra fine quality, applied heel and toe; onyx dye.

Corset B.A. size 1 to 2, light, medium and dark ground effects; 27 inches wide.

Vici kid lace shoes for boys—size 1 to 2. Patent leather or lace shoes for ladies—size 1 to 2.

Santa Clara brand only to a customer. Carload lots received. 10 lbs. 47c.

Uncommonly Sensational Values for ALL DAY Thursday.

Almost unlimited displays reinforced by colossal surplus stocks in our great warehouses.

A powerful purchasing ability that makes possible matchless values. A volume of business that enables new, fresh merchandise daily.

These are some of the factors that make shopping here not only a delight and a pleasure, but a dividend-giving event that has no parallel and is keenly appreciated by the public.

\$15 Tailor-Made Eton Suits 9.98

As illustrated. Light fancy mixtures and plain and fancy P. S. A. M. cloths. Eton styles. Circular skirts—trimmed around bottom. Etons lined with satin and trimmed with braid. Women's and misses' sizes..... 9.98

\$6 Covert Cloth Coats 2.98

These natty, serviceable coats are the rage. Made as illustrated. Trimmed with points front, back and shoulders. Lined with good cloth buttons. 44. Offered Thursday at half..... 2.98

Millinery Others Ask \$10 for at 6.75

Success crowned the introduction of these eminently attractive Sailors of silk braids, trimmed with Maline and pheasant tails. To-morrow we will show a fresh selection of them at 6.75

50c Drawer Waists For Children 25c

Fine cotton and cambric waists—the surplus stock of a famous maker—slightly soiled and slightly trimmed with embroidery and tureen and baby ribbon; pearl and bone tape buttons. Sizes, 6 months to 14 years.

50c All-Silk Black Taffeta 29c

20 inches wide, high lustre, perfect in every way; excellent for linings or for drop skirts. By long odds the most attractive value yet offered.

25c Mercerized Figured Marzes 18c

18 inches wide; large variety of patterns. Excellent material for shirt waists. This material is part of a special lot made under restricted conditions.

Women's Shaped Ribbed Vests and Pants, each 25c

Vests in high neck, short or long sleeves, or low neck with short or no sleeves. Pants to match, opened or closed; knee lengths; lace trimmed, all sizes.

Hurrying Out Odd Lots Nottingham Curtains, 29c

Several hundred 60c. to \$1 Nottingham Curtains to be closed out at the above price each.

2 and 4 Hole White Pearl Buttons—Card 4c

One thousand gross of these splendid buttons; all sizes; two dozen buttons on card.

\$3.25 Reversible Ingrain Rugs 1.75

Size 6 ft. 30 ft. Handsome Oriental patterns; just the floor coverings for Summer homes.

Webster's Modern 14c

Cloth bound; 416 pages; clear printing on good paper; a handy reference for every home.

Picnic Hams—Lb. 8c

15c Can Crosse & Blackwell's Imported Yarmouth Boasters; do. 1.40; can 11c

Finest Düsseldorf Wine Mustard 20c jars; 8 for 40c; each 15c

15c cans Alaska Salmon 10c

5c pkg. Threaded Coffee; 3 for 10c

15c cans Fresh Shrimps; do. 1.10; can 9c

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The question of population is an interesting one; the figures in

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are intensely so.

It gives the population of the world; of the Latin-American Republics; of the largest cities of the earth; of the United States by States, according to sex, nativity and color; according to school and voting age; the foreign population according to country of birth; the 100 largest American cities; list of places having 5,000 inhabitants or more; the population of Greater New York. It even goes into the question so deeply that it gives the population of the prominent cemeteries of the country.

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